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Draft 6 January 2006

The Honorable Alfredo Ferrero Diez Canseco
Minister of Foreign Trade and Tourism

Dear Minister Ferrero:

In connection with the signing on this date of the United States–Peru Trade Promotion Agreement (the “Agreement”), I have the honor to confirm the following understanding reached by the Governments of the United States and Peru during the course of negotiation of Chapter Eleven (Cross-Border Trade in Services).

In the interest of greater transparency, this is to notify the Government of Peru that upon entry into force of the Agreement, the United States will initiate a review of state-level measures in the states of New York, New Jersey, California, Texas, and Florida and the District of Columbia in the following services sub-sectors: engineering; architecture; nursing; dentistry; medical general practitioners; and paramedics. The focus of the review will be on measures requiring permanent residency or citizenship and will be completed one year from the date of entry into force of the Agreement. The United States will inform the Government of Peru of the results of the review pursuant to Article 11.13 (Implementation).

I have the honor to propose that this letter and your letter of confirmation in reply shall constitute an agreement between our two Governments.

Sincerely,

Robert Portman
United States Trade Representative

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December 20, 2005